Executive Summary – Enforcement Matter – Case No. 50213 DOSS COMMUNITY IMPROVEMENT CLUB, INC.

RN101265874 Docket No. 2015-0384-PWS-E

Order Type:

Findings Agreed Order

Findings Order Justification:

Three or more enforcement actions (NOVs, orders, etc.) over the prior five year period for the same violation(s).

Media:

PWS

Small Business:

No

Location(s) Where Violation(s) Occurred:

Doss Community Improvement Center, 14174 North Ranch Road 783, Doss, Gillespie County

Type of Operation:

Public water supply

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: June 19, 2015

Comments Received: No

Penalty Information

Total Penalty Assessed: \$770

Amount Deferred for Expedited Settlement: \$0 Amount Deferred for Financial Inability to Pay: \$0

Total Paid to General Revenue: \$770 **Total Due to General Revenue:** \$0

Payment Plan: N/A

Supplemental Environmental Project ("SEP") Conditional Offset: \$0

Name of SEP: N/A

Compliance History Classifications:

Person/CN - N/A Site/RN - N/A

Major Source: No

Statutory Limit Adjustment: N/A Applicable Penalty Policy: April 2014

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Docket No. 2015-0384-PWS-E

Investigation Information

Complaint Date(s): N/A Complaint Information: N/A

Date(s) of Investigation: February 23, 2015 through March 6, 2015

Date(s) of NOE(s): March 6, 2015

Violation Information

- 1. Failed to collect a routine distribution water sample for coliform analysis [30 Tex. Admin. Code § 290.109(c)(2)(A)(i) and Tex. Health & Safety Code § 341.033(d)].
- 2. Failed to submit a Disinfectant Level Quarterly Operating Report ("DLQOR") to the Executive Director ("ED") each quarter by the tenth day of the month following the end of the quarter and failed to post public notification and submit a copy of the public notification to the ED regarding the failure to submit DLQORs [30 Tex. ADMIN. CODE §§ 290.110(e)(4)(A) and (f)(3) and 290.122(c)(2)(A) and (f)].
- 3. Failed to collect lead and copper samples at the required five sample sites, have the samples analyzed at a TCEQ approved laboratory, and submit the results to the ED and failed to post public notification and submit a copy of the public notification to the ED regarding the failure to collect lead and copper samples [30 TEX. ADMIN. CODE §§ 290.117(c)(2)(C) and (i)(1) and 290.122(c)(2)(A) and (f)].
- 4. Failed to post public notification and submit a copy of the public notification to the ED regarding the failure to submit DLQORs [30 Tex. ADMIN. CODE § 290.122(c)(2)(A) and (f)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

N/A

Technical Requirements:

The Order will require the Respondent to:

- a. Within 30 days:
- i. Begin complying with applicable coliform monitoring requirements by collecting routine coliform distribution samples and providing water that meets provisions regarding microbial contaminants. This provision will be satisfied upon six months of compliant monitoring and reporting;

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- ii. Implement improvements to the Facility's process procedures, guidance, training, and/or oversight to ensure that all future lead and copper tap samples are collected, analyzed by an approved laboratory, and the results reported to the ED within ten days following the end of each monitoring period;
- iii. Update the Facility's operational guidance and conduct employee training to ensure that self-reporting requirements are properly accomplished, including the timely submission of signed and certified DLQORs;
- iv. Implement procedures to ensure that all necessary public notifications are provided in a timely manner to persons served by the Facility and a copy of the public notification is submitted to the ED; and
- v. Provide public notification regarding the failure to submit DLQORs for the first and second quarters of 2013 and 2014 and failure to collect lead and copper samples for the January 1, 2012 through December 31, 2014 monitoring period, and provide a copy of each public notification to the ED.
- b. Within 45 days, submit written certification to demonstrate compliance with a.ii. through a.v.;
- c. Within 90 days:
- i. Begin submitting DLQORs to the ED each quarter by the tenth day of the month following the end of the quarter. This provision will be satisfied upon two consecutive quarters of compliant reporting
- ii. Begin complying with applicable lead and copper monitoring requirements by collecting the required number of lead and copper samples and reporting the results to the ED within ten days of the month following the end of the monitoring period. This provision will be satisfied upon one compliant annual monitoring period.
- d. Within 225 days, submit written certification to demonstrate compliance with a.i.;
- e. Within 285 days, submit written certification to demonstrate compliance with c.i.; and
- f. Within 470 days, submit written to demonstrate compliance with c.ii.

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Docket No. 2015-0384-PWS-E

Litigation Information

Date Petition(s) Filed: N/A Date Answer(s) Filed: N/A **SOAH Referral Date:** N/A **Hearing Date(s):** N/A **Settlement Date:** N/A

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Ryan Byer, Enforcement Division, Enforcement Team 2, MC 169, (512) 239-2571; Candy Garrett, Enforcement Division, MC 219, (512)

239-1456

TCEQ SEP Coordinator: N/A

Respondent: Laurie Arhelger, President, DOSS COMMUNITY IMPROVEMENT

CLUB, INC., 14174 North Ranch Road 783, Doss, Texas 78618

Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW) Policy Revision 4 (April 2014) PCW Revision March 26, 2014 DATES Assigned 9-Mar-2015 PCW 11-Mar-2015 Screening 10-Mar-2015 **EPA Due** 30-Jun-2015 RESPONDENT/FACILITY INFORMATION Respondent DOSS COMMUNITY IMPROVEMENT CLUB, INC Reg. Ent. Ref. No. RN101265874 Facility/Site Region 13-San Antonio Major/Minor Source Minor CASE INFORMATION Enf./Case ID No. 50213 No. of Violations 4 Docket No. 2015-0384-PWS-E Order Type Findings Media Program(s) Public Water Supply Government/Non-Profit Yes Multi-Media Enf. Coordinator Ryan Byer EC's Team Enforcement Team 2 \$50 Admin. Penalty \$ Limit Minimum Maximum \$1,000

Penalty Calculation Section	
TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal	/1 \$550
ADJUSTMENTS (+/-) TO SUBTOTAL 1 Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.	
Compliance History 40.0% Enhancement Subtotals 2, 3, &	\$220
Notes Enhancement for eight NOVs with the same/similar violations.	
Culpability No 0.0% Enhancement Subtotal	<i>l 4</i> \$0
Notes The Respondent does not meet the culpability criteria.	
Good Faith Effort to Comply Total Adjustments Subtotal	15 \$0
Economic Benefit 0.0% Enhancement* Subtotal Total EB Amounts \$110 *Capped at the Total EB \$ Amount Estimated Cost of Compliance \$461	<i>l 6</i> \$0
SUM OF SUBTOTALS 1-7 Final Subtot	tal \$770
OTHER FACTORS AS JUSTICE MAY REQUIRE 0.0% Adjustme	nt \$0
Reduces or enhances the Final Subtotal by the indicated percentage. Notes	
Final Penalty Amou	nt \$770
STATUTORY LIMIT ADJUSTMENT Final Assessed Penal	ty \$770
DEFERRAL Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.) Reduction Adjustme	nt \$0
Notes No deferral is recommended for Findings Orders.	
PAYABLE PENALTY	\$770

Screening Date 10-Mar-2015

Docket No. 2015-0384-PWS-E

Respondent DOSS COMMUNITY IMPROVEMENT CLUB, INC.

Case ID No. 50213

Reg. Ent. Reference No. RN101265874

Media [Statute]
Enf. Coordinator
Ryan Byer

Policy Revision 4 (April 2014) PCW Revision March 26, 2014

NOVs th Oth Oth Orders Ar with gc Judgments and Consent Decrees fir or	tritten notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria) ther written NOVs my agreed final enforcement orders containing a denial of liability (number of orders meeting criteria) my adjudicated final enforcement orders, agreed final enforcement orders ithout a denial of liability, or default orders of this state or the federal overnment, or any final prohibitory emergency orders issued by the commission my non-adjudicated final court judgments or consent decrees containing a denial filiability of this state or the federal government (number of judgments or consent decrees meeting criteria) my adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state	8 0 0	40% 0% 0% 0%
Orders Ar wi go Judgments and Consent Decrees fir or	ny agreed final enforcement orders containing a denial of liability (number of orders meeting criteria) ny adjudicated final enforcement orders, agreed final enforcement orders ithout a denial of liability, or default orders of this state or the federal overnment, or any final prohibitory emergency orders issued by the commission my non-adjudicated final court judgments or consent decrees containing a denial filiability of this state or the federal government (number of judgments or consent decrees meeting criteria) ny adjudicated final court judgments and default judgments, or non-adjudicated	0 0	0%
Orders Ar wi go Judgments and Consent Decrees fir or	rders meeting criteria) ny adjudicated final enforcement orders, agreed final enforcement orders ithout a denial of liability, or default orders of this state or the federal overnment, or any final prohibitory emergency orders issued by the commission ny non-adjudicated final court judgments or consent decrees containing a denial f liability of this state or the federal government (number of judgments or consent decrees meeting criteria) ny adjudicated final court judgments and default judgments, or non-adjudicated	0	0%
Judgments and Consent Decrees fir or	ithout a denial of liability, or default orders of this state or the federal overnment, or any final prohibitory emergency orders issued by the commission may non-adjudicated final court judgments or consent decrees containing a denial feliability of this state or the federal government (number of judgments or consent decrees meeting criteria) ny adjudicated final court judgments and default judgments, or non-adjudicated	0	
Judgments and Consent Decrees fir or	f liability of this state or the federal government (number of judgments or onsent decrees meeting criteria) ny adjudicated final court judgments and default judgments, or non-adjudicated		0%
Decrees Ar fir or		1	
l۸r	r the federal government		0%
	ny criminal convictions of this state or the federal government (<i>number of</i> punts)	0	0%
Emissions Ch	hronic excessive emissions events (<i>number of events</i>)	0	0%
Τe	etters notifying the executive director of an intended audit conducted under the exas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 995 (number of audits for which notices were submitted)	0	0%
Di Pr	isclosures of violations under the Texas Environmental, Health, and Safety Audit rivilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were</i> isclosed)	0	0%
		ease Enter Yes or No	T
	nvironmental management systems in place for one year or more	No	0%
	oluntary on-site compliance assessments conducted by the executive director nder a special assistance program	No	0%
	articipation in a voluntary pollution reduction program	No	0%
	arly compliance with, or offer of a product that meets future state or federal overnment environmental requirements	No	0%
	Adjustment Per	centage (Sub	total 2)
eat Violator (Su			
N/A	Adjustment Per	rcentage (Sub	total 3)
pliance History	Person Classification (Subtotal 7)		
N/A	Adjustment Per	centage (Sub	total 7)
pliance History	Summary		
Compliance History Notes	Enhancement for eight NOVs with the same/similar violations.		

Screening Date		Docket No. 2015-0384-PWS-E	PCW
	DOSS COMMUNITY IMPROVEMENT C	LUB, INC.	Policy Revision 4 (April 2014)
Case ID No.			PCW Revision March 26, 2014
Reg. Ent. Reference No.			
Media [Statute]			***************************************
Enf. Coordinator Violation Number	1 1		we have
			
Rule Cite(s)		c)(2)(A)(i) and Tex. Health & Safety C 341.033(d)	ode §
Violation Description		on water sample for collform analysis if December 2014.	for the
		Base	Penalty \$1,000
>> Environmental, Proper	ty and Human Health Matrix	•	
Release	Harm Major Moderate Mino		
OR Actual Potential		Percent 15.0%	
	11.1 X 12.11 12.111111111111111 12.1	Percent 15.0%	
>>Programmatic Matrix Falsification	Major Moderate Mino)r	
		Percent 0.0%	
Matrix Failure to	collect routine coliform samples could	d expose persons served by the Facilit	y to
Notes under	ected contaminants which would exce	eed levels protective of human health.	
		Adjustment	\$850
			\$150
Violation Events			
Number of \	iolation Events 1	Number of violation d	lays
	daily	4	
	weekly x		
mark only one with an x	quarterly semiannual	Violation Base	Penalty \$150
	annual		
	single event		
	One monthly event is	recommended.	
Good Faith Efforts to Com		R V to EDPRP/Settlement Offer	eduction \$0
	Extraordinary Ordinary		
	N/A X (mark wit	h x)	
	Notecil	not meet the good faith criteria for this violation.	TO 1000 TO 100
	\	Violation S	Subtotal \$150
Economic Benefit (EB) for	this violation	Statutory Limit	Test
Estimate	d EB Amount	\$26 Violation Final Penal	ity Total \$210
	This violation Fi	nal Assessed Penalty (adjusted fo	r limits) \$210

Case ID No. eg. Ent. Reference No.	50213 RN101265874 Public Water S		ENT CLUB, INC.				
eg. Ent. Reference No. Media	RN101265874 Public Water S						
Media	Public Water S						
Violation No.		Supply				A	Years of
	1	,,,				Percent Interest	Depreciation
	_					5.0	1.
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or s						
Delaved Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	7	\$0
Record Reeping System				0.00	\$U	n/a	⇒U
Training/Sampling				0.00	\$0 \$0	n/a n/a	\$0 \$0
Training/Sampling				0.00	\$0	n/a	\$0
Training/Sampling Remediation/Disposal				0.00	\$0 \$0	n/a n/a	\$0 \$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs	ANNUAL	IZE [1] avoided	costs before	0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0	n/a n/a n/a n/a	\$0 \$0 \$0 \$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	ANNUAL	IZE [1] avoided	costs/beforek	0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a for one-time avoi	\$0 \$0 \$0 \$0 \$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	ANNUAL	IZE [1] avoided	costs before	0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0	n/a n/a n/a n/a n/a for one-time avoi	\$0 \$0 \$0 \$0 \$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	ANNUAI	IZE [1] avoided	costs before	0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 ng item (except \$0 \$0	n/a n/a n/a n/a n/a for one-time avoi	\$0 \$0 \$0 \$0 \$0 \$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	ANNUAL	IZE [1] avoided	costs before	0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 ng item (except \$0 \$0 \$0	n/a n/a n/a n/a n/a for one-time avoi	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel aspection/Reporting/Sampling	ANNUAL	IZE [1] avoided	costs before	0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 ng item (except \$0 \$0	n/a n/a n/a n/e for one-time avoi \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Training/Sampling Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel aspection/Reporting/Sampling Supplies/Equipment	ANNUAI	IZE [1] avoided	costs before	0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 ng item (except \$0 \$0 \$0	n/a n/a n/a n/a n/a for one-time avoi \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

Screening Date		PCW
Respondent Case ID No.		Revision 4 (April 2014)
Reg. Ent. Reference No.		Revision March 26, 2014
Media [Statute]	Public Water Supply	
Enf. Coordinator		
Violation Number Rule Cite(s)		i
Ruie Cite(s)	30 Tex. Admin. Code §§ 290.110(e)(4)(A) and (f)(3), and 290.122(c)(2)(A) and (f)	
	Failed to submit a Disinfectant Level Quarterly Operating Report ("DLQOR") to the Executive Director each quarter by the tenth day of the month following the end of the quarter for the first quarter of 2014 through the third quarter of 2014 and failed	THE PROPERTY OF THE PROPERTY O
Violation Description	to post public notification and submit a copy of the public notification to the Executive Director regarding the failure to submit DLQORs for the first and second quarters of 2014.	
	Base Penalty	\$1,000
>> Environmental, Prope	ty and Human Health Matrix	
Release	Harm Major Moderate Minor	
OR Actua		
Potentia	Percent 0.0%	
>>Programmatic Matrix		
Falsification	Major Moderate Minor	
	Percent 5.0%	
		1
Matrix	100% of the rule requirements were not met.	
Notes		
\	*#:-#	
	Adjustment \$950	3.5
D		\$50
Violation Events		
Number of	Violation Events 3 Number of violation days	
	daily Control of the	
	weekly	NATURAL DESIGNATION OF THE PROPERTY OF THE PRO
mark only one	monthly [1] monthly [1] monthly [1] with the control of the	\$150
with an x	semiannual management	\$150
	annual 相談性的	
	single event x	
	Three single events are recommended.	
The state of the s		l was
Good Faith Efforts to Con		\$0
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary	
The state of the s	Ordinary	
	N/A (mark with x)	
	Notes The Respondent does not meet the good faith criteria for this violation.	нуолуучун анын
миними	Violation Subtotal	\$150
Economic Benefit (EB) fo		\$130
Estima	ed EB Amount \$80 Violation Final Penalty Total	\$210
	This violation Final Assessed Penalty (adjusted for limits)	\$210

	. 2	Supply				Percent Interest	Years of Depreciation
Item Description		Date Required	Final Date	Yrs :	Interest Saved	5.0 Onetime Costs	1 EB Amount
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings Other (se seeded)	\$10	10~Jul-2014	5-Oct-2015	0.00	\$0 \$0	\$0 ¢1	\$0 ¢1
Other (as needed) Engineering/Construction	210	1 10~301~2014	3-OCC-2015	0.00	\$0 \$0	\$1 \$0	\$1 \$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$45	23-Feb-2015	20-Oct-2015	0.65	\$1	n/a	\$1
Training/Sampling Remediation/Disposal	\$100	23-Feb-2015	20-Oct-2015	0.65	\$3 \$0	n/a n/a	\$3 \$0
Permit Costs				0.00	\$0	n/a	\$0 \$0
Other (as needed)	\$100	23-Feb-2015	20-Oct-2015		\$3	n/a	\$3
Notes for DELAYED costs	employee trai timely submi The other necessary (ining to ensure th ttal of signed and r delayed cost inc public notification	at the self-repo certified DLQOI dat ludes the estima s are provided in review to the e	rting rec Rs, calcu e of com ated amo n a timel stimated	ulrements are plated from the rapliance. Bunt to impleme y manner, calcudate of complia		d, including the the estimated ure that all of the record
Notes for DELAYED costs	employee traitimely submitted The other necessary parts of the other delayer notifications.	ining to ensure the ttal of signed and and a delayed cost incompublic notification ayed cost includes ation x two notification x two notifications and x two notifi	at the self-report certified DLQOI date of the estimate of the estimated cations) are posector, calculated	rting recomes, calculated amount atmount ted by the formatted amount troom the formatter amount troom the formatter amount troom the formatter amount amount troom the formatter amount	pulrements are plated from the rapliance. Sount to impleme y manner, calcudate of complianto ensure that are Facility and are due date of the	properly accomplished ecord review date to nt procedures to ens llated from the date	d, including the the estimated ure that all of the record notifications (\$20 otifications (\$20 otification is
Notes for DELAYED costs Avoided Costs	employee traitimely submitted The other necessary provided to	ining to ensure the ttal of signed and and a delayed cost incompublic notification ayed cost included ation x two notification Executive Directions.	at the self-repol certified DLQOI dat ludes the estimate s are provided in review to the estimated cations) are posector, calculated estimated	rting rec Rs, calcu e of com ated amo n a timel stimated amount ted by the d date of	ulrements are plated from the rapliance. bunt to impleme y manner, calcudate of compliate ensure that are Facility and are due date of the compliance.	properly accomplished ecord review date to ant procedures to ensulated from the date ance. all delinquent public recopy of the public no	d, including the the estimated ure that all of the record notifications (\$: otification is fication to the
Avoided Costs	employee traitimely submitted The other necessary provided to	ining to ensure the ttal of signed and and a delayed cost incompublic notification ayed cost included ation x two notification Executive Directions.	at the self-repol certified DLQOI dat ludes the estimate s are provided in review to the estimated cations) are posector, calculated estimated	rting rec Rs, calcu e of com ated amo n a timel stimated amount ted by til i from the d date c entering	pulrements are plated from the rapliance. Sount to impleme y manner, calcudate of complianto ensure that are Facility and are due date of the compliance. Item (except \$0	oroperly accomplished ecord review date to ent procedures to ensulated from the date ence. If delinquent public recopy of the public noting earliest public noting earliest public noting \$0	d, including the the estimated the estimated the true that all of the record estimated in the fication is fication to the ded costs)
Avoided Costs Disposal Personnel	employee traitimely submitted The other necessary provided to	ining to ensure the ttal of signed and and a delayed cost incompublic notification ayed cost included ation x two notification Executive Directions.	at the self-repol certified DLQOI dat ludes the estimate s are provided in review to the estimated cations) are posector, calculated estimated	rting rec Rs, calcu e of com ated amo a timel stimated amount ted by the d date of entering 0.00	pulrements are plated from the rapliance. Sount to impleme y manner, calcudate of complianto ensure that are Facility and are due date of the compliance. If item (except \$0 \$0 \$0 \$0	oroperly accomplished ecord review date to ent procedures to ensulated from the date ence. If delinquent public recopy of the public noting earliest public noting earliest public noting earliest so earliest ea	d, including the the estimated the estimated the true that all of the record estimated in the state of the st
Avoided Costs Disposal Personnel pection/Reporting/Sampling	employee traitimely submitted The other necessary provided to	ining to ensure the ttal of signed and and a delayed cost incompublic notification ayed cost included ation x two notification Executive Directions.	at the self-repol certified DLQOI dat ludes the estimate s are provided in review to the estimated cations) are posector, calculated estimated	rting rec Rs, calcu e of com ated amo n a timel stimated amount ted by the from the d date o entering 0.00 0.00	pulrements are plated from the rapliance. Sount to impleme y manner, calcudate of complianto ensure that are Facility and are due date of the compliance. 1 item (except \$0 1 \$0 1 \$0	oroperly accomplished ecord review date to ent procedures to ensulated from the date ince. Ill delinquent public recopy of the public note earliest public note for one-time avoiding \$0 \$0 \$0 \$0 \$0	d, including the the estimated ure that all of the record notifications (\$! otification to the ded costs) \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel	employee traitimely submitted The other necessary provided to	ining to ensure the ttal of signed and and a delayed cost incompublic notification ayed cost included ation x two notification Executive Directions.	at the self-repol certified DLQOI dat ludes the estimate s are provided in review to the estimated cations) are posector, calculated estimated	rting rec Rs, calcu e of com ated amo a timel stimated amount ted by the d date of entering 0.00	pulrements are plated from the ripliance. Bunt to impleme y manner, calcudate of compliate to ensure that are Facility and are due date of the compliance. I item (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	oroperly accomplished ecord review date to ent procedures to ensulated from the date ence. If delinquent public recopy of the public noting earliest public noting earliest public noting earliest so earliest ea	d, including the the estimated the estimated the true that all of the record estimated in the state of the st
Avoided Costs Disposal Personnel Dection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3]	employee traitimely submitted The other necessary provided to	ining to ensure the ttal of signed and and a delayed cost incompublic notification ayed cost included ation x two notification Executive Directions.	at the self-repol certified DLQOI dat ludes the estimate s are provided in review to the estimated cations) are posector, calculated estimated	rting rec Rs, calcu e of com sted amo n a timel stimated amount ted by ti i from the d date c entering 0.00 0.00 0.00 0.00 0.00	pulrements are plated from the ripliance. Bount to impleme y manner, calcudate of complianto date of complianto ensure that are facility and are due date of the compliance. I item (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$50 \$50 \$50 \$50 \$5	oroperly accomplished ecord review date to ent procedures to ensulated from the date ince. Ill delinquent public notice earliest public notice earliest public notice earliest public notice earliest ecopy of the public notice earliest	d, including the the estimated the estimated the estimated of the record estimated estimated estimates the record estimates in the estimate estimates estima
Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/Equipment	employee traitimely submit The other necessary of the other delayer notification provided to the second sec	ining to ensure the ttal of signed and redelayed cost incursion ayed cost include: action x two notification the Executive Directly 12E [1] avoided 110-Apr-2014	lat the self-report certified DLQOI dat ludes the estimated sare provided in review to the estimated cations) are posector, calculated estimated loss before 10-Oct-2014	rting rec Rs, calcu e of com ated amo a timel stimated amount ted by the d date of entering 0.00 0.00 0.00 1.42 0.00	pulrements are plated from the rapliance. Sount to impleme y manner, calcudate of compliants are Facility and a seed at each of the foompliance. The state of the seed of th	oroperly accomplished ecord review date to ent procedures to ensulated from the date ence. If delinquent public recopy of the public noting earliest public noting earliest public noting earliest earli	d, including the the estimated the estimated the estimated for the record for the record for the record for the record for the form of the
Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3]	employee traitimely submit The other necessary of the other delayer notification provided to \$400.000 and \$400.0000 and \$400.000 and \$400.0000 and \$400.000 and \$400.0000 and \$400.0000 and \$400.0000 and \$400.0000 and \$400.0000	ining to ensure the ttal of signed and redelayed cost includes ation x two notification by the Executive Director of the E	lat the self-report certified DLQOI dat ludes the estimated sare provided in review to the estimated cations) are posector, calculated estimated locations before 10-Oct-2014 estimated amount of the latest process.	rting rec Rs, calcu e of com ated amo n a timel stimated amount ted by th from th d date c enterin 0.00 0.00 0.00 0.00 1.42 0.00 int to pro	pulrements are plated from the rapliance. Sount to impleme y manner, calcudate of compliants are Facility and a see due date of the compliance. gitem (except \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	oroperly accomplished ecord review date to ent procedures to ensulated from the date ince. Ill delinquent public recopy of the public note earliest public note earliest public note \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	d, including the the estimated the estimated the estimated the estimated for the record for the record for the record for the record for the form to the form to the form the

Screening Date Respondent Case ID No.	DOSS COMMUNITY IMPROVEMENT CLUB, INC.	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Reg. Ent. Reference No. Media [Statute] Enf. Coordinator	RN101265874 Public Water Supply	TOW REVISION PLANET 20, 2014
Violation Number Rule Cite(s	3 11111	
Rule Cite(s)	30 Tex. Admin. Code §§ 290.117(c)(2)(C) and (i)(1), and 290.122(c)(2)(A) a	nd (f)
Violation Description	Failed to collect lead and copper samples at the required five sample sites, has samples analyzed at a TCEQ approved laboratory, and submit the results to Executive Director for the January 1, 2012 through December 31, 2014 monit period and failed to post public notification and submit a copy of the public notification to the Executive Director regarding the failure to collect lead and companies for the January 1, 2012 through December 31, 2014 monitoring period were taken outside of the required sampling period.	the toring ic copper riod.
***************************************	Base Po	enalty \$1,000
>> Environmental, Prope	rty and Human Health Matrix Harm	
Release OR Actua Potentia	Major Moderate Minor	
>>Programmatic Matrix		
Falsification	Major Moderate Minor Percent 0.0%	
	to collect lead and copper samples could expose persons served by the Facility to etected contaminants which would exceed levels protective of human health.)))
	Adjustment	\$850
		\$150
Violation Events		Ф.
Number of	Violation Events 1 1095 Number of violation day	S
mark only one with an x	daily weekly monthly quarterly semannual annual single event	enalty \$150
	One single event is recommended.	
Good Faith Efforts to Con		uction \$0
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary	***************************************
	Ordinary N/A (mark with x)	THE PARTY OF THE P
	Notes The Respondent does not meet the good faith criteria for this violation.	
·	Violation Su	btotal \$150
Economic Benefit (EB) fo	this violation Statutory Limit Te	:st
Estima	ed EB Amount \$3 Violation Final Penalty	Total \$210
	This violation Final Assessed Penalty (adjusted for li	imits) \$210

		conomic	Benerit	WO	гкѕпеет		
	8	JNITY IMPROVEME	ENT CLUB, INC.	PORTE IN THE PERSONNEL PO			::::::::::::::::::::::::::::::::::::::
Case ID No.							
eg. Ent. Reference No. Media Violation No.	Public Water S					Percent Interest	Years of Depreciation
Violation ivo.	3					5.0	1
	Item Cost	Date Required	Final Date	Vec	Interest Saved		EB Amount
Item Description			That Pare		Interest Saveu	Olletime Costs	ED Amiguik
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings Other (as needed)		-		0.00	\$0 \$0	\$0 \$0	\$0 \$0
Engineering/Construction				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Land			1177111 20 7000125 00 1. 2	0.00	\$0	r/a	\$0
Record Keeping System	\$100	23-Feb-2015	20-Oct-2015	0.65	\$3	n/a	\$3
Training/Sampling Remediation/Disposal				0.00	\$0 \$0	n/a n/a	\$0 \$0
Permit Costs				0.00	\$0 \$0	11/a	\$0 \$0
		31-Dec-2014	5-Oct-2015	0.76	\$0	n/a	\$0
Other (as needed) Notes for DELAYED costs	procedure collected by Direct	ed cost includes the es, guidance, train the Facility's perso or, calculated fron elayed costs regan	e estimated am ning and/or over onnel, analyzed n the date of th ding public notif \	rsight to by the e recor ication Jiolation	o ensure that futu Facility's laborato d review to the es are included in th 1 No. 2.	vements to the Faci re lead and copper s ries, and reported to timated date of com e economic benefit a	samples are the Executive pliance. associated wtih
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Notes for DELAYED costs Avoided Costs Disposal Personnel	The delaye procedure collected by t Direct The other de The other del per notifi provided to ti	ed cost includes the standard cost includes, guidance, train the Facility's person, calculated from alayed costs regardayed cost includes cation x one notification includes the Executive Direction.	e estimated am ning and/or over onnel, analyzed n the date of th ding public notif \(\) s the estimated ication) are pos- ctor, calculated dat	rsight to by the e recordication /iolation amoun ted by the of content of the con	o ensure that future facility's laboratod review to the estare included in the No. 2. It to ensure that a the Facility and a sea due date of the mpliance.	re lead and copper s ries, and reported to stimated date of com e economic benefit a Il delinquent public re copy of the public no public notification to	samples are the Executive upliance. associated wtih notifications (\$) stification is to the estimated
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Avoided Costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance [2]	The delaye procedure collected by t Direct The other de The other del per notifi provided to ti	ed cost includes the standard cost includes, guidance, train the Facility's person, calculated from alayed costs regardayed cost includes cation x one notification includes the Executive Direction.	e estimated am ning and/or over onnel, analyzed n the date of th ding public notif \(\) s the estimated ication) are pos- ctor, calculated dat	rsight to by the e recordication /iolation amounted by the efform	o ensure that futu Facility's laborato d review to the es are included in the No. 2. It to ensure that a the Facility and a the due date of the mpliance. s0 \$0 \$0 \$0 \$0 \$0	re lead and copper s ries, and reported to stimated date of com e economic benefit a Il delinquent public r copy of the public no public notification to for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0	samples are the Executive upliance. associated with notifications (\$! tification is the estimated ded costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Avoided Costs Disposal Personnel pection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3]	The delaye procedure collected by t Direct The other de The other del per notifi provided to ti	ed cost includes the standard cost includes, guidance, train the Facility's person, calculated from alayed costs regardayed cost includes cation x one notification includes the Executive Direction.	e estimated am ning and/or over onnel, analyzed n the date of th ding public notif \(\) s the estimated ication) are pos- ctor, calculated dat	rsight to by the e recordication violation amounted by the efformation of the efformation	o ensure that future and the facility's laboratory of review to the estate included in the notes. The facility and a second detailed and the facility and a second detailed and the mpliance. In the facility and a second detailed and the mpliance. In the facility and a second detailed and the facility and a second detailed and the mpliance. In the facility and a second detailed and the facility and a second detailed and the facility and the fa	re lead and copper s ries, and reported to stimated date of com e economic benefit a Il delinquent public r copy of the public no public notification to for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	samples are the Executive opliance. associated with a stiffication is the estimated of the
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance [2]	The delaye procedure collected by t Direct The other de The other del per notifi provided to ti	ed cost includes the standard cost includes, guidance, train the Facility's person, calculated from alayed costs regardayed cost includes cation x one notification includes the Executive Direction.	e estimated am ning and/or over onnel, analyzed n the date of th ding public notif \(\) s the estimated ication) are pos- ctor, calculated dat	rsight to by the e recordication /iolation amounted by the efform	o ensure that futu Facility's laborato d review to the es are included in the n No. 2. It to ensure that a the Facility and a the due date of the mpliance. s0 \$0 \$0 \$0 \$0 \$0 \$0	re lead and copper s ries, and reported to stimated date of com e economic benefit a Il delinquent public r copy of the public no public notification to for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0	samples are the Executive upliance. associated with notifications (\$! tification is the estimated ded costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance [2] ONE-TIME avoided costs [3]	The delaye procedure collected by t Direct The other de The other del per notifi provided to ti	ed cost includes the standard cost includes, guidance, train the Facility's person, calculated from allayed costs regardayed cost includes cation x one notificate the Executive Direction.	e estimated am ning and/or over onnel, analyzed n the date of th ding public notif \(\) s the estimated ication) are pos- ctor, calculated dat	rsight to by the e recordication violation amounted by the efformation of the efformation	o ensure that futu Facility's laborato d review to the es are included in the n No. 2. It to ensure that a the Facility and a the due date of the mpliance. s0 \$0 \$0 \$0 \$0 \$0 \$0	re lead and copper s ries, and reported to stimated date of com e economic benefit a Il delinquent public r copy of the public no public notification to for one-time avoid \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	samples are the Executive opliance. associated with a stiffication is the estimated of the

	ening Date				lo. 2015-0384-PWS-E	PCW
	lespondent Case ID No.		TY IMPROVEMENT	CLUB, INC.		Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Reg. Ent. Ref						PCW Revision March 26, 2014
		Public Water Sup	ylqc			
	coordinator					·
	ation Number	4				
announce of the second	Rule Cite(s)		30 Tex. Admin. (Code § 290.122	(c)(2)(A) and (f)	- 1:
Violatio	n Description		tor regarding the		by of the public notification to tDLQORs for the first and so	
маничин					Base P	enalty \$1,000
>> Environme	ntal Pronei	rty and Huma	n Health Mat	ri¥		
		• • • • • • • • • • • • • • • • • • • •	Harm	•••		
	Release		Moderate Mi	inor		
OR	Actual	<u> </u>			D	
	Potential				Percent 0.0%	
>>Programma	tic Matrix					
	Falsification	Major	Moderate Mi	inor		
		X			Percent 5.0%	
	<u></u>					
Matrix		100	0% of the rule requ	irement was no	nt met	
Notes			776 or the rule requ	un einent was ne	or met.	
	L.					
					Adjustment	\$950
						\$50
						\$30
Violation Event	ls .					
	Nb					
	Number of	Violation Events	2	182	Number of violation day	'S
	mark only one with an x	daily weekly monthly quarterly semiannual			Violation Base Po	enalty \$100
		annual				
		single event				
annes para de la companya della companya della companya de la companya della comp						
anna faoi ann ann ann ann ann ann ann ann ann an			Two single events	are recommend	led.	
- Announce						
Good Faith Effo	arts to Com	nlv	0.0%		Dad	uction \$0
COOG I GIEII EII.	J. 13 10 COIII		P	NOV to EDPRP/Settle		90
		Extraordinary				
		Ordinary				# P P P P P P P P P P P P P P P P P P P
		N/A	x (mark	with x)		
**************************************		Notes	The Respondent do	oes not meet the this violation	e good faith criteria for	
					Violation Su	btotal \$100
	fia (CD\ f ==	this water:				
Economic Bene					Statutory Limit Te	
THE PROPERTY OF THE PROPERTY O	Estimat	ed EB Amount	***************************************	\$1	Violation Final Penalty	Total \$140
www.			This violation	r Final Assesse	ed Penalty (adjusted for l	imits) \$140
					·	

	E	conomic	Benefit	Wo	rksheet		
Respondent	DOSS COMMU	NITY IMPROVEM	ENT CLUB, INC.	*************			
Case ID No.	50213						
Reg. Ent. Reference No.	RN101265874						
Media	Public Water S	upply				Percent Interest	Years of
Violation No.	4					r ci cent interest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
	vo	***************************************	***************************************	20124401120000000	9000009999999999999999999999999		*************************
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	<u> </u>			0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0 \$0	\$0	\$0
Land Record Keeping System	}			0.00	\$0	n/a n/a	\$0 \$0
Training/Sampling				0.00	\$0	1/a 11/a	\$0 \$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10	10-Jul-2013	5-Oct-2015	2.24	\$1	n/a	\$1
Notes for DELAYED costs	per notific	ation x two notifi	cations) are pos ector, calculate	sted by d from t	the Facility and a	Il delinquent public r copy of the public no e earliest public noti	otification is
Avoided Costs	ANNIIAI	TZE [1] avoida				for one-time avoid	lod cocts)
Avolueu Costs Disposal	ANNOAL		Costs delore	0.00	\$0	\$0	\$0 s
Personnel				0.00	\$0 \$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)		<u> </u>		0.00	\$0	\$0	\$0
	eg ma						
Notes for AVOIDED costs							
Notes for Avoided costs							
·							
Approx. Cost of Compliance		\$10]		TOTAL		\$1

To request a more accessible version of this report, please contact the TCEQ Help Desk at (512) 239-4357.



Compliance History Report

PUBLISHED Compliance History Report for CN600696991, RN101265874, Rating Year 2014 which includes Compliance History (CH) components from September 1, 2009, through August 31, 2014.

Owner/Operator:	Or CN600696991, DOSS COMMUNITY IMPROVEMENT CLUB, INC.	Classification: N	OT APPLICABLE	Rating	: N/A
Regulated Entity:	RN101265874, DOSS COMMUNITY IMPROVEMENT CENTER	Classification: N	IOT APPLICABLE	Rating	* N/A
Complexity Points:	N/A	Repeat Violator:	N/A		
CH Group:	14 - Other				
Location:	14174 NORTH RANCH ROAD 783 IN DC	SS, GILLESPIE COUNTY, TE	KAS		
TCEQ Region:	REGION 13 - SAN ANTONIO				
ID Number(s):					
ID Number(s):	UPPLY REGISTRATION 0860108 iod: September 01, 2009 to August 31,	, 2014 Rating Year:	2014 Rat i	ing Date:	09/01/2014
ID Number(s): PUBLIC WATER SYSTEM/S	September 01, 2009 to August 31,		2014 Rat i	ing Date:	09/01/2014
ID Number(s): PUBLIC WATER SYSTEM/SI Compliance History Peri Date Compliance History	September 01, 2009 to August 31, y Report Prepared: March 10, 20		2014 Rat i	ing Date:	09/01/2014
ID Number(s): PUBLIC WATER SYSTEM/SI Compliance History Peri Date Compliance History	y Report Prepared: March 10, 20 Ing Compliance History: Enforce	015 cement	2014 Rat i	ing Date:	09/01/2014
ID Number(s): PUBLIC WATER SYSTEM/SI Compliance History Peri Date Compliance History Agency Decision Require Component Period Selec	y Report Prepared: March 10, 20 Ing Compliance History: Enforce	nement 015		ing Date:	09/01/2014

Site and Owner/Operator History:

1) Has the site been in existence and/or operation for the full five year compliance period?

YES

2) Has there been a (known) change in ownership/operator of the site during the compliance period?

NO

3) If YES for #2, who is the current owner/operator?

N/A

4) If **YES** for #2, who was/were the prior

N/A

owner(s)/operator(s)?

N1 / A

5) If **YES**, when did the change(s) in owner or operator

N/A

occur?

Components (Multimedia) for the Site Are Listed in Sections A - J

A. Final Orders, court judgments, and consent decrees:

N/A

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

D. The approval dates of investigations (CCEDS Inv. Track. No.):

Item 1

August 04, 2011

(943904

E. Written notices of violations (NOV) (CCEDS Inv. Track. No.):

A notice of violation represents a written allegation of a violation of a specific regulatory requirement from the commission to a regulated entity. A notice of violation is not a final enforcement action, nor proof that a violation has actually occurred.

. Date:

07/02/2014

(1229291)

CN600696991

Classification:

Moderate

Self Report? Citation:

30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)

30 TAC Chapter 290, SubChapter F 290.110(e)(5) 30 TAC Chapter 290, SubChapter F 290.110(f)(2) 30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description:

DLOOR MR 102014 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the first quarter of 2014 within the required

timeline.

2 Date:

10/13/2014

(1229291)

CN600696991

Self Report?

NO

10/23/2014

Classification:

Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description:

DLQOR MR PN 1Q2014 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the first

quarter of 2014.

3

Date: Self Report? (1229291)

CN600696991

Classification:

Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A) 30 TAC Chapter 290, SubChapter F 290.110(e)(5) 30 TAC Chapter 290, SubChapter F 290.110(f)(2) 30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description:

DLOOR MR 202014 - The system failed to monitor and/or report distribution

disinfectant residuals to the TCEQ for the second quarter of 2014 within the required

timeline.

Date: Self Report?

10/30/2014 (1229291) CN600696991

Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.117(c)(2)(C) 30 TAC Chapter 290, SubChapter F 290.117(i)(1)

Description:

LCR RD MR 3Y2014 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the triennial reduced monitoring period from 01/01/2012

to 12/31/2014 within the required timeline.

5

Date:

01/14/2015 NO

(1229291)

CN600696991 Classification:

Classification:

Moderate

Moderate

Citation:

Self Report?

30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A) 30 TAC Chapter 290, SubChapter F 290,110(e)(5) 30 TAC Chapter 290, SubChapter F 290.110(f)(2) 30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description:

DLOOR MR 302014 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the third quarter of 2014 within the required

timeline.

02/05/2015

6

Self Report?

(1229291)

CN600696991

Classification:

Classification:

Classification:

Citation:

Date:

30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description:

DLQOR MR PN 2Q2014 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the second

quarter of 2014.

7

Date:

02/19/2015 (1229291) CN600696991

Moderate

Citation:

30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description:

Self Report?

LCR RD MR PN 3Y2014 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a distribution lead and copper reduced monitoring and reporting violation for the triennial reduced monitoring period from 01/01/2012 to 12/31/2014.

Date:

02/20/2015

NO

(1229291)

CN600696991

Moderate

Self Report? Citation:

30 TAC Chapter 290, SubChapter F 290.109(c)(2)(A)(i)

30 TAC Chapter 290, SubChapter F 290.109(f)(5)

30 TAC Chapter 290, SubChapter F 290.109(f)(7)
TCR Routine MR Violation 12/2014 - Failure to collect and/or submit all routine Description:

monitoring sample(s) within the required timeline.

N/A

G. Type of environmental management systems (EMSs):

H. Voluntary on-site compliance assessment dates:

Participation in a voluntary pollution reduction program:

Early compliance:

Sites Outside of Texas:

N/A

Component Appendices

Citation:

Appendix A

All NOVs Issued During Component Period 3/10/2010 and 3/10/2015

CN600696991 03/16/2010 (800769) 1 Date: O For Informational PClassifications Or 30 TAC Chapter 290, SubChapter F 290.106(f)(3)(C) Self Report? NO Citation: 5A THSC Chapter 341, SubChapter A 341.0315(c) Description: Violated the maximum contaminant level for arsenic during the fourth quarter of 2009. 04/07/2010 (801689)CN600696991 2 Date: O For Informational Pclassifications On 30 TAC Chapter 290, SubChapter F 290.106(f)(3)(C) Self Report? Moderate Citation: 5A THSC Chapter 341, SubChapter A 341.0315(c) Violated the maximum contaminant level for arsenic during the first quarter of 2010. Description: 3* Date: 02/26/2014 (1229291)CN600696991 NO IO For Informational PClassifications On 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A) Self Report? Citation: 30 TAC Chapter 290, SubChapter F 290.122(f) DLOOR MR PN 202013 Posting and Reporting Violation - Failure to submit a signed Description: certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the second quarter of 2013. For Informational PClassification: On Moderate 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A) 30 TAC Chapter 290, SubChapter F 290.122(f) Self Report? Citation: DLQOR MR PN 1Q2013 Posting and Reporting Violation - Failure to submit a signed Description: certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the first quarter of 2013. (1229291)CN600696991 07/02/2014 Date: O For Informational Pclassification: Or Myderate 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A) Self Report? NO Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(5) 30 TAC Chapter 290, SubChapter F 290.110(f)(2) 30 TAC Chapter 290, SubChapter F 290.110(f)(3) DLOOR MR 102014 - The system failed to monitor and/or report distribution Description: disinfectant residuals to the TCEQ for the first quarter of 2014 within the required timeline. 10/13/2014 (1229291)CN600696991 5 Date: For Informational PClassification: Or Moderate
30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)
30 TAC Chapter 290, SubChapter F 290.122(f) Self Report? Citation: DLOOR MR PN 102014 Posting and Reporting Violation - Failure to submit a signed Description: certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the first quarter of 2014. CN600696991 10/23/2014 (1229291)6 Date: For Informational PClassifications 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A) Self Report? Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(5) 30 TAC Chapter 290, SubChapter F 290.110(f)(2) 30 TAC Chapter 290, SubChapter F 290.110(f)(3) DLQOR MR 2Q2014 - The system failed to monitor and/or report distribution Description: disinfectant residuals to the TCEQ for the second quarter of 2014 within the required timeline. 10/30/2014 (1229291)CN600696991 7 Date: For Informational PClassification: On Moderate 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(C) Self Report?

Published Compliance History Report for CN600696991, RN101265874, Rating Year 2014 which includes Compliance History (CH) components from March 10, 2010, through March 10, 2015.

30 TAC Chapter 290, SubChapter F 290.117(i)(1)

Description:

LCR RD MR 3Y2014 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the triennial reduced monitoring period from 01/01/2012

to 12/31/2014 within the required timeline.

8

Date:

01/14/2015

(1229291)

CN600696991

Self Report?

Moderate

Moderate

Citation:

O For Informational Pclassif 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A) 30 TAC Chapter 290, SubChapter F 290.110(e)(5) 30 TAC Chapter 290, SubChapter F 290.110(f)(2) 30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description:

DLQOR MR 3Q2014 - The system failed to monitor and/or report distribution

disinfectant residuals to the TCEQ for the third quarter of 2014 within the required

timeline.

Date:

02/05/2015 NO

(1229291)

CN600696991

Self Report?

For Informational PClassifications On 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

Citation:

30 TAC Chapter 290, SubChapter F 290.122(f)

Description:

DLQOR MR PN 2Q2014 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the second

quarter of 2014.

10

Date:

02/19/2015

(1229291)

CN600696991

Self Report? Citation:

For Informational Pclassification: Only 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description:

LCR RD MR PN 3Y2014 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a distribution lead and copper reduced monitoring and reporting violation for the triennial reduced monitoring period from 01/01/2012 to 12/31/2014.

11

Date:

02/20/2015 NO

(1229291)

CN600696991

Self Report? Citation:

For Informational PClassifications On 30 TAC Chapter 290, SubChapter F 290.109(c)(2)(A)(i)

30 TAC Chapter 290, SubChapter F 290.109(f)(5) 30 TAC Chapter 290, SubChapter F 290.109(f)(7)

Description:

TCR Routine MR Violation 12/2014 - Failure to collect and/or submit all routine

monitoring sample(s) within the required timeline.

Appendix B

All Investigations Conducted During Component Period March 10, 2010 and March 10, 2015

Item 1	March 16, 2010**	For (819769) rmational	Purposes Only	
Item 2	April 07, 2010**	For (801689) rmational	Purposes Only	
Item 3	May 21, 2010**	For (802155) rmational	Purposes Only	
Item 4*	August 04, 2011**	For (913900) rmational	Purposes Only	
Item 5	March 03, 2015	For (172978) mational	Purposes Only	
Item 6	March 06, 2015	For ⁽¹ ?????)mational	Purposes Only	
Item 6	March 06, 2015	For ⁽¹ ?????)mational	Purposes Only	

^{*} No violations documented during this investigation

Page 5

^{*} NOVs applicable for the Compliance History rating period 9/1/2009 to 8/31/2014

^{**}Investigation applicable for the Compliance History Rating period between 09/01/2009 and 08/31/2014.



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE	
ENFORCEMENT ACTION	§		
CONCERNING	§	TEXAS COMMISSION ON	
DOSS COMMUNITY IMPROVEMENT		TEXAS COMMISSION ON	
CLUB, INC.	§		
RN101265874	§	ENVIRONMENTAL QUALITY	

AGREED ORDER DOCKET NO. 2015-0384-PWS-E

At its ______ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding DOSS COMMUNITY IMPROVEMENT CLUB, INC. ("Respondent") under the authority of Tex. Health & Safety Code ch. 341. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent presented this agreement to the Commission.

The Respondent understands that it has certain procedural rights at certain points in the enforcement process, including, but not limited to, the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Agreed Order, the Respondent agrees to waive all notice and procedural rights.

It is further understood and agreed that this Order represents the complete and fully-integrated settlement of the parties. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Agreed Order are binding upon the Respondent.

The Commission makes the following Findings of Fact and Conclusions of Law:

I. FINDINGS OF FACT

- 1. The Respondent owns and operates a public water supply located at 14174 North Ranch Road 783 in Doss, Gillespie County, Texas (the "Facility") that has approximately two service connections and serves at least 25 people per day for at least 60 days per year.
- 2. During a record review conducted from February 23, 2015 through March 6, 2015, TCEQ staff documented that the Respondent did not collect routine distribution water samples for coliform analysis for the month of December 2014.
- 3. During a record review conducted from February 23, 2015 through March 6, 2015, TCEQ staff documented that the Respondent did not submit a Disinfectant Level Quarterly Operating Report ("DLQOR") for the first quarter of 2014 through the third quarter of 2014 and did not post public notification and submit a copy of the public notification to the Executive Director regarding the failure to provide DLQORs for the first and second quarters of 2014.
- 4. During a record review conducted from February 23, 2015 through March 6, 2015, TCEQ staff documented that the Respondent did not collect lead and copper samples at the required five sample sites, have the samples analyzed at a TCEQ approved laboratory, and submit the results to the Executive Director for the January 1, 2012 through December 31, 2014 monitoring period and did not post public notification and submit a copy of the public notification to the Executive Director regarding the failure to collect lead and copper samples for the January 1, 2012 through December 31, 2014 monitoring period. Specifically, the samples for the January 1, 2012 through December 31, 2014 monitoring period were taken outside of the required sampling period.
- 5. During a record review conducted from February 23, 2015 through March 6, 2015, TCEQ staff documented that the Respondent did not post public notification and submit a copy of the public notification to the Executive Director regarding the failure to submit DLQORs for the first and second quarters of 2013.
- 6. The Respondent received notice of the violations on March 12, 2015

II. CONCLUSIONS OF LAW

- 1. The Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 341 and the rules of the Commission.
- 2. As evidenced by Findings of Fact No. 2, the Respondent failed to collect a routine distribution water sample for coliform analysis, in violation of 30 TEX. ADMIN. CODE § 290.109(c)(2)(A)(i) and TEX. HEALTH & SAFETY CODE § 341.033(d).
- 3. As evidenced by Findings of Fact No. 3, the Respondent failed to submit a DLQOR to the Executive Director each quarter by the tenth day of the month following the end of the

- quarter and failed to post public notification and submit a copy of the public notification to the Executive Director regarding the failure to submit DLQORs, in violation of 30 TEX. ADMIN. CODE §§ 290.110(e)(4)(A) and (f)(3), and 290.122(c)(2)(A) and (f).
- 4. As evidenced by Findings of Fact No. 4, the Respondent failed to collect lead and copper samples at the required five sample sites, have the samples analyzed at a TCEQ approved laboratory, and submit the results to the Executive Director and failed to post public notification and submit a copy of the public notification to the Executive Director regarding the failure to collect lead and copper samples, in violation of 30 TEX. ADMIN. CODE §§ 290.117(c)(2)(C) and (i)(1), and 290.122(c)(2)(A) and (f).
- 5. As evidenced by Findings of Fact No. 5, the Respondent failed to post public notification and submit a copy of the public notification to the Executive Director regarding the failure to submit DLQORs, in violation of 30 Tex. ADMIN. CODE § 290.122(c)(2)(A) and (f).
- 6. Pursuant to Tex. Health & Safety Code § 341.049, the Commission has the authority to assess an administrative penalty against the Respondent for violations of the Texas Water Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.
- 7. An administrative penalty in the amount of Seven Hundred Seventy Dollars (\$770) is justified by the facts recited in this Agreed Order, and considered in light of the factors set forth in Tex. Health & Safety Code § 341.049(b). The Respondent has paid the Seven Hundred Seventy Dollar (\$770) administrative penalty.

III. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. The Respondent is assessed an administrative penalty in the amount of Seven Hundred Seventy Dollars (\$770) as set forth in Section II, Paragraph 7 above, for violations of TCEQ rules and state statutes. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order completely resolve the violations set forth by this Agreed Order in this action. However, the Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations that are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: DOSS COMMUNITY IMPROVEMENT CLUB, INC., Docket No. 2015-0384-PWS-E" to:

Financial Administration Division, Revenue Operations Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. The Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Agreed Order:
 - i. Begin complying with applicable coliform monitoring requirements by collecting routine coliform distribution samples and providing water that meets provisions regarding microbial contaminants, in accordance with 30 Tex. Admin. Code § 290.109. This provision will be satisfied upon six months of compliant monitoring and reporting;
 - ii. Implement improvements to the Facility's process procedures, guidance, training, and/or oversight to ensure that all future lead and copper tap samples are collected, analyzed by an approved laboratory, and the results reported to the Executive Director within ten days following the end of each monitoring period, in accordance with 30 Tex. Admin. Code § 290.117;
 - iii. Update the Facility's operational guidance and conduct employee training to ensure that self-reporting requirements are properly accomplished, including the timely submission of signed and certified DLQORs, in accordance with 30 Tex. Admin. Code § 290.110;
 - iv. Implement procedures to ensure that all necessary public notifications are provided in a timely manner to persons served by the Facility and a copy of the public notification is submitted to the Executive Director, in accordance with 30 Tex. Admin. Code § 290.122; and
 - v. Provide public notification regarding the failure to submit DLQORs for the first and second quarters of 2013 and 2014 and failure to collect lead and copper samples for the January 1, 2012 through December 31, 2014 monitoring period, and provide a copy of each public notification to the Executive Director, in accordance with 30 Tex. Admin. Code § 290.122.
 - b. Within 45 days after the effective date of this Agreed Order submit written certification as described in Ordering Provision No. 2.f. below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 2.a.i. through 2.a.v.;
 - c. Within 90 days after the effective date of this Agreed Order:

i. Begin submitting DLQORs to the Executive Director each quarter by the tenth day of the month following the end of the quarter, in accordance with 30 Tex. Admin. Code § 290.110. This provision will be satisfied upon two consecutive quarters of compliant reporting. DLQORs shall be submitted to:

DLQOR Coordinator Water Supply Division, MC 155 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

- ii. Begin complying with applicable lead and copper monitoring requirements by collecting the required number of lead and copper samples and reporting the results to the Executive Director within ten days of the month following the end of the monitoring period, in accordance with 30 Tex. Admin. Code § 290.117. This provision will be satisfied upon one compliant annual monitoring period.
- d. Within 225 days after the effective date of the Agreed Order, submit written certification as described in Ordering Provision No. 2.f. below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision no. 2.a.i.;
- e. Within 285 days after the effective date of this Agreed Order, submit written certification as described in Ordering Provision No. 2.f. below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.c.i.; and
- f. Within 470 days after the effective date of this Agreed Order, submit written certification as described below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.c.ii. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team Enforcement Division, MC 149A Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

with a copy to:

Public Drinking Water Section Manager Water Supply Division, MC 155 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

- 3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.
- 4. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
- 5. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to the Respondent if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.
- 6. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
- 7. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 8. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission,

including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under Tex. Bus. Org. Code § 1.002.

9. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties. By law, the effective date of this Agreed Order is the third day after the mailing date, as provided by 30 Tex. Admin. Code § 70.10(b) and Tex. Gov't Code § 2001.142.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission				
For the Executive Director	1017/15 Date			
I, the undersigned, have read and understand the attached Agreed Order in the matter of DOSS COMMUNITY IMPROVEMENT CLUB, INC. I am authorized to agree to the attached Agreed Order on behalf of DOSS COMMUNITY IMPROVEMENT CLUB, INC., and do agree to the specified terms and conditions. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.				
I understand that by entering into this Agreed Order, I CLUB, INC. waives certain procedural rights, including notice of violations addressed by this Agreed Order, not an evidentiary hearing, and the right to appeal. I agree of an evidentiary hearing. This Agreed Order constitute Commission of the violations set forth in this Agreed Order.	g, but not limited to, the right to formal otice of an evidentiary hearing, the right t e to the terms of the Agreed Order in lieu tes full and final adjudication by the			
 I also understand that failure to comply with the Order and/or failure to timely pay the penalty amount, may reach an additional penalties, and/or attorney General's Control additional penalties in any future enforcement and Automatic referral to the Attorney General's Office and TCEQ seeking other relief as authorized by law. In addition, any falsification of any compliance documents. 	result in: omitted; Office for contempt, injunctive relief, o a collection agency; actions; fice of any future enforcement actions;			
Laurie L. Artheloer	<u>5.5.2015</u> Date			
Laurie L. Artelogr. Name (Printed or typed) Authorized Representative of	PRESIDENT Title			

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Section III, Paragraph 1 of this Agreed Order.

DOSS COMMUNITY IMPROVEMENT CLUB, INC.